IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

TUESDAY, THE 14TH AUGUST 2007 / 23RD SRAVANA 1929

WP(C).No. 24553 of 2007(W)

PETITIONER:

P.M.POULOSE,
PARATHUVAYALIL HOUSE,KEEZHILLAM P.O.,
ERNAKULAM.

BY ADV. SRI.S.VINOD BHAT

RESPONDENTS:

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1. THE SECRETARY,
MUDAKKUZHA GRAMA PANCHAYATH,
MUDAKKUZHA-683 546.

2. MUDAKKUZHA GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY,
MUDAKUZHA-683 546.

BY GOVT. PLEADER SRI. K.J. MOHAMMED ANZAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No. 24553 of 2007

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Dated this the 14th day of August, 2007

JUDGMENT

Petitioner seeks to establish a quarry within 500 meters of the Ambedkar Harijan Colony in the respondent Grama Panchayat. His application for license was rejected based on Ext.P7 judgment, so also the appeal filed by the petitioner before the Panchayat Committee as evident from Ext.P10. A perusal of Ext.P7 judgment would show that this court has made absolute the interim order that there shall not be any quarrying within 500 meters from the Ambedkar Harijan Colony in the Grama Panchayat.

2. I feel that in the light of this direction issued by this court, the proper remedy of the petitioner would be to seek recourse against Ext.P7 judgment including review.

Leaving open the right of the petitioner to seek recourse against Ext.P7 judgment, the writ petition is closed.

(K.M. JOSEPH, JUDGE)

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